

**DOCKET NO.: CP404A**  
**Application No.: 10/587,086**  
**Office Action Dated:** August 19, 2009

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: **Hickey et al.**  
Application No.: **10/587,086**  
Filing Date: **July 21, 2006**  
For: **MODAFINIL COMPOSITIONS**

Confirmation No.: **9530**  
Group Art Unit: **1621**  
Examiner: **Shailendra Kumar**

**Electronically deposited:**  
**February 19, 2010**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REPLY PURSUANT TO 37 CFR § 1.111**

In response to the Office Action dated **August 19, 2009**, with a statutory period for reply of three (3) months, Applicants submit herewith a Petition for Extension of Time for three (3) months to and including February 19, 2010 with provision for the necessary fee. The Commissioner is authorized to charge any required fees or credit any overpayments under 37 C.F.R. §1.16 or §1.17 to Deposit Account No. 03-1195.

Applicants are filing a continuing application in lieu of response.

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Respectfully submitted,

Date: February 19, 2010

/Todd Spradau/  
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